

IN THE COURT OF APPEALS OF TENNESSEE, WESTERN SECTION  
AT JACKSON

WAYMON FREDERIC AXLEY,

Plaintiff/Appellee.

VS.

BEVERLY ANNE MALLETTE AXLEY,

Defendant/Appellant.

Shelby County Circuit Court  
No. 143643 R.D.

C. A. No. 02A01-9412-CV-00283

FILED

August 7, 1996

Cecil Crowson, Jr.  
Appellate Court Clerk

ORDER

The Appellee has filed a motion for clarification concerning this Court's opinion in this matter filed May 9, 1996 and Appellant has filed a response thereto.

The trial court awarded Appellant \$1,500 per month as *alimony in futuro* and this Court increased that award by \$1,000 per month. It is Appellee's position that the increase in alimony become effective as of the date of this Court's opinion on May 9, 1996. It is the Appellant's position that the increase is retroactive to the date of the judgment entered in the trial court.

The increase in alimony shall become effective as of the date of the entry of this Court's opinion on May 9, 1996 and the opinion of this Court is amended accordingly.

Enter this \_\_\_\_ day of August, 1996.

FARMER, J.

LILLARD, J.

TOMLIN, Sr. J.